Attorney Docket No. 11520.0333



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September 13, 2004

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Niles et al.

Filed: January 2, 2004

Serial No. 10/750,939

For: Novel Inhibitors of Poxvirus Replication

## INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Sir:

Applicants wish to make of record the following references under the provisions of 37 C.F.R. §1.97 (legible copies are enclosed).

Bromouridine Triphosphate Inhibits Transcription Termination and mRNA Release by Vaccinia Virions	Shuman et al.
Factor-dependent Release of Nascent RNA by Ternary Complexes of Vaccinia RNA Polymerase	Deng et al.

Please see attached form PTO/SB/08A for a listing of the references.

It is believed no fee is due with this *Information*Disclosure Statement. If a fee is due, please charge deposit account number 08-2442.

The person making this statement is the patent attorney who signs below on the basis of the information supplied by the inventor, and as the attorney associated with the filing and prosecution of this application (37 CFR 1.56(a)).

Respectfully submitted,

Ву

John D. Lopinski Reg. No. 50,846

HODGSON RUSS LLP One M & T Plaza, Suite 2000 Buffalo, New York 14203-2391 Date: September 13, 2004

10/750,939

Niles et al.

January 2, 2004

**Application Number** 

First Named Inventor

Filing Date

Group Art Unit

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

	<u> </u>	<u>, , , , , , , , , , , , , , , , , , , </u>		Exammler Name	
Sheet	1	of	1	Attorney Docket Number	11520.0333

-		OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS				
Examiner Initials*	title of the item (book magazine journal certal cymnocium catalog etc.) date nage(c)					
	1	SHUMAN et al., Bromouridine Triphosphate Inhibits Transcription Termination and mRNA Release by Vacinia Virions, The Journal of Biological Chemistry, Vol. 264, No. 35, Issue of December 15, 1999, pp. 21356-21360				
	2	DENG et al., Factor-dependent Release of Nascent RNA by Ternary Complexes of Vaccinia RNA Polymerase, The Journal of Biological Chemistry, Vol. 271, No. 32, Issue of August 9, 1996, pp. 19556-19562				
		OIPE				
		SEP 2 3 2006 W				
		RADEM				
Examiner Signature		Date Considered				

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Burden Hour Statement: The form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. Send to the Assistant Commissioner for Patents, Washington, DC 20231.

<sup>1</sup> Unique citation designation number. 2 Applicant is to place a check mark here if English Translation is attached.